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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

SATANYA MICHELLE SPEARMAN,  
Plaintiff,  
vs.  
Kilolo Kijakazi,  
Commissioner of Social Security,  
Defendant.<sup>1</sup>

) Case No.: 2:20-cv-01839-AC  
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)  
**STIPULATION FOR EXTENSION OF  
TIME FOR DEFENDANT TO FILE HER  
CROSS MOTION FOR SUMMARY  
JUDGMENT TO PLAINTIFF'S MOTION  
FOR SUMMARY JUDGMENT &  
PROPOSED ORDER  
(FIRST REQUEST)**  
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)

IT IS STIPULATED, by and between the parties, through their respective counsel of record, that the time for Defendant to file his cross motion for summary judgment to Plaintiff's motion for summary judgment be extended sixty (60) days, from the original deadline, such that Defendant's new deadline, with the Court's approval, will be October 8, 2021,. This is Defendant's first request for an extension of time. Defendant needs additional time to file her response to Plaintiff's motion

<sup>1</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted, therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 for summary judgment due to Defendant's counsel's conflicting deadlines in other matters and a  
2 high volume of work.

3 Within the next 30 days, Defendant had 12 District Court briefs due, three of which have  
4 been extended once already, and other deadlines. The Region IX Office employs 47 staff attorneys,  
5 of whom 27 handle civil litigation involving the Social Security program in the eight assigned  
6 jurisdictions, at least part-time. For the month of June 2021, the Region IX Office had 182 district  
7 court briefs due in the jurisdictions it handles. Due to the volume of the overall workload within  
8 the Region IX Office, neither the undersigned attorney nor another attorney in the Region IX Office  
9 anticipate being able to complete briefing by the current deadline. Therefore, the parties agree that  
10 Defendant may have an extension of 60 days, until October 8, 2021, with the Court's approval, to  
11 respond to Plaintiff's

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With the Court's approval, the parties further stipulate that all other dates in the Court's Scheduling Order be extended accordingly.

Respectfully submitted,

Dated: August 5, 2021

/s/ Matthew Franklin Holmberg\*

Matthew Franklin Holmberg  
Law Offices of Lawrence D. Rohlfing  
Attorney for Plaintiff  
(\*authorized by email)

PHILLIP A. TALBERT  
Acting United States Attorney

/s/ S. Wyeth McAdam  
S. WYETH McADAM  
Special Assistant United States Attorney  
Attorneys for Defendant

## ORDER

The parties' stipulated extension of time is approved.

Dated: August 6, 2021

Allison Claire  
ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE